

Bette J. Rivard, As Administratrix of The Estate of John A. Horton vs. Dartmouth House of Correction, Bristol County, et al. vs  
Maria Iafrate  
September 6, 2005

Volume: I  
Pages: 1-42

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MASSACHUSETTS

C.A. No. 04CV12058WGY

BETTE J. RIVARD, As Administratrix of  
THE ESTATE OF JOHN A. HORTON,

Plaintiff

vs.

DARTMOUTH HOUSE OF CORRECTION, BRISTOL  
COUNTY, JOHN DOE, RICHARD ROE, Bristol  
County Corrections Employees, the identity  
and number of who is presently unknown to  
the Plaintiff,

Defendants/Third-Party Plaintiffs

vs.

PRISON HEALTH SERVICES, INC. and  
CORRECTIONAL HEALTH CARE SOLUTIONS, INC.,

Third-Party Defendants

DEPOSITION OF: MARIA IAFRATE

MERRICK, LOUISON & COSTELLO

67 Batterymarch Street

Boston, MA 02110

September 6, 2005

Virginia Dodge  
Registered Professional Reporter

DUNN & GOUDREAU

Virginia Dodge, RPR - Dunn & Goudreau Court Reporting

EXHIBIT

1 you also schedule appointments for inmates?

2 A. That's right. I did. And I coordinated --

3 Q. Can you describe that?

4 A. I would call the outside facilities under  
5 Dr. Andrews' orders for whatever outside appointments they  
6 needed. And I would contact the provider, outside  
7 provider, schedule the appointments and log the  
8 appointments, coordinated it with security,  
9 transportation. And the deputy of medical services also  
10 got a copy. So I had to make sure everybody who needed to  
11 know about the appointments knew about the appointments.

12 Q. And how many outside medical appointments would you  
13 schedule on average in a given day?

14 A. About four or five.

15 Q. Four or five a day?

16 A. Yeah.

17 Q. Typically?

18 A. Typically, yeah. There was a lot of prenatal  
19 things, too, going on. The women that needed to go in  
20 monthly, or they were, at a point, going in weekly.

21 Q. And what was the date that you left your employment  
22 with Prison Health Services?

23 A. October 3, '02.

24 Q. And you were terminated, correct?

1 A. Right.

2 Q. And did you collect unemployment?

3 A. Yes, I did.

4 Q. And for how long did you collect unemployment?

5 A. For the full amount, for the full -- what is it?

6 Thirteen and then another thirteen, I think.

7 Q. They change it all the time.

8 A. Yeah. I'm not sure. Twenty-six weeks, plus another

9 ten. I'm not sure. It was a full -- the maximum that I  
10 could.

11 Q. And since you've left your employment with Prison  
12 Health Services, have you made any attempts to find  
13 another job?

14 A. Not really hearted attempts, no. But I've sent  
15 résumés, but I haven't looked as aggressively as I could  
16 have.

17 Q. Is there a reason for that?

18 A. I just didn't feel confident. I felt kind of -- I  
19 don't know how to say I was fired, reason for leaving. I  
20 don't know how to say I was fired. And I -- you know, you  
21 don't badmouth any previous employer, if you're looking to  
22 get hired.

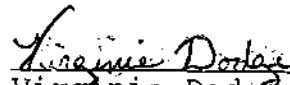
23 Q. Now, this case involved a former inmate named John  
24 Horton who is currently deceased, and you have been

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5 COMMONWEALTH OF MASSACHUSETTS  
6 SUFFOLK, SS.  
7

8 I, VIRGINIA DODGE, a Notary Public in and for the  
9 Commonwealth of Massachusetts, do hereby certify that  
10 there came before me on the 6th day of September, 2005, at  
11 the offices of MERRICK, LOUISON & COSTELLO,  
12 67 Batterymarch Street, Boston, Massachusetts, the  
13 following named person, to wit: MARIA IAFRATE, who was by  
14 me duly sworn to testify to the truth and nothing but the  
15 truth as to her knowledge touching and concerning the  
16 matters in controversy in this cause; that she was  
17 thereupon examined upon her oath and said examination  
18 reduced to writing by me; and that the statement is a true  
19 record of the testimony given by the witness, to the best  
20 of my knowledge and ability.

21  
22 I further certify that I am not a relative or  
23 employee of counsel/attorney for any of the parties, nor a  
24 relative or employee of such parties, nor am I financially  
interested in the outcome of the action.

WITNESS MY HAND this 15th day of September, 2005.

22   
23 Virginia Dodge  
24 Notary Public  
RPR #835835

My Commission Expires:  
November 17, 2011

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1 A. No.

2 Q. Did you ever tell anyone at the time that you felt  
3 that Dr. Andrews' prescription of water was inappropriate?

4 A. No.

5 Q. And did you ever have custody of his medical  
6 records?

7 A. No.

8 Q. You never reviewed his file; is that correct?

9 A. Right.

10 Q. Did you know his medical condition at the time?

11 A. No.

12 Q. Were you aware if he had any preexisting condition  
13 before he came into the jail?

14 A. No.

15 Q. Okay. And you testified earlier that during the  
16 staff meetings, Mr. Horton's name would come up; is that  
17 correct?

18 A. Correct. Right.

19 Q. And one of your responsibilities was to keep minutes  
20 of the staff meetings; is that correct?

21 A. Yes.

22 Q. Would you write Mr. Horton's name in the staff  
23 meeting minutes?

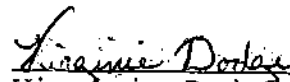
24 A. I don't think I would. No.

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